

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office FEB 25 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 25 2005

The applicant **McGill-Ruth Consolidated Sewer and Water General Improvement District** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **2.0** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Quasi Municipal**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks") **See No. 12**
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **within the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 31, Township 18 North, Range 64 East, Mount Diablo Base and Meridian from which point the Southeast Corner of said Section 31 bears South 83° 15' 18" East, at 744.24 feet distance.**
6. Place of Use **S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 21; W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 28; SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29; N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33; E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ of Section 32; all in Township 18 North, Range 64 East, Mount Diablo Base and Meridian**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **A 12 inch diameter well will be drilled and the water will be pumped into the existing 10-inch McGill Townsite water line.**
9. Estimated cost of works **\$100,000**
10. Estimated time required to construct works **2 year**
11. Estimated time required to complete the application of water to beneficial use **20 years**

72269

12. Remarks: This use of this appropriation is for a backup well to be used in conjunction with Permit No. 57183 to supply municipal water to the McGill Townsite at the rate of 950,000 gallons per day, 365 day per year, for a total annual consumption of 346.75 million gallons.

By s/ Richard E. Fonger
P.O. Box 362
Ruth, Nevada 89319

Compared gkl/sc mt/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 43753, 57183 and 72269 shall not exceed 524.79 MGA.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Permit 72269 is issued for diversion only and is to be used solely as a backup supply to Permit 57183.

A monitoring plan must be developed and submitted to the State Engineer for approval prior to diversion rate of any water authorized under this permit. If information from the monitoring plan or other study demonstrate an adverse impact on other rights, mitigation will be required to the satisfaction of the State Engineer.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before:
March 10, 2008

Proof of completion of work shall be filed on or before:
April 10, 2008

Water must be placed to beneficial use on or before:
October 26, 2010

Proof of the application of water to beneficial use shall be filed on or before:
November 26, 2010

Map in support of proof of beneficial use shall be filed on or before:
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 10th day of March, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____